

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Ervin Smalls, II

Plaintiff

v.

Don W. Miller, Lieutenant Danley
and Officer Baskins

Defendant

Civil Action No. 4:19-cv-1139-SAL

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: This case be dismissed pursuant to Fed.R.Civ.P. 41(b).

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Sherri A. Lydon, United States District Judge who adopts the Report and Recommendation of the Honorable Thomas E. Rogers, III, United States Magistrate Judge.

Date: March 5, 2020

CLERK OF COURT

s/Debbie Stokes

Signature of Clerk or Deputy Clerk